

BILL NO. S-69-07-22

SPECIAL ORDINANCE NO. S-290-69

AN ORDINANCE approving Sewer Agreement between CONTRACTING PROJECTS AND EQUIPMENT, INC. and the CITY OF FORT WAYNE for construction of the North Washington Road Sanitary Sewer.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. The Sewer Agreement, approved July 9, 1969, between CONTRACTING PROJECTS AND EQUIPMENT, INC., as Developer, and the CITY OF FORT WAYNE, INDIANA, by and through its Mayor and the Board of Public Works, as City, for construction of the North Washington Road Sanitary Sewer as follows:

Commencing at the Southeast corner of LaGro Section, Township 30 North, Range 12 East; thence South 88 degrees 41 minutes West along the South line of said Section 429 feet; thence North 1 degree 16 minutes West, 2640 feet to a stone corner; thence South 86 degrees 53 minutes 30 seconds West, 66 feet to the centerline of the Upper Huntington Road; thence South 50 degrees 39 minutes 30 seconds West along the centerline of said Road 1700 feet; thence South 40 degrees 45 minutes East a distance of 395 feet for a point of beginning at an existing manhole; thence North 50 degrees 40 minutes East a distance of 740 feet more or less to a proposed manhole; thence North 62 degrees East a distance of 200 feet more or less to a proposed manhole; thence North 28 degrees 35 minutes East a distance of 260 feet more or less to a proposed manhole and point of termination; proposed sewer to be 8 inches in diameter,

the total cost of said sewer to be borne by Developer, all as more particularly set forth in said Sewer Agreement, which is on file in the office of the Board of Public Works, and is by reference incorporated herein and made a part hereof, is hereby in all things ratified, confirmed and approved.

SECTION 2. That the Developer, and any owner or owners of land, their successors in title and assigns, which is now or may hereafter be located outside the corporate limits of the City of Fort Wayne, Indiana, who taps into the water main covered

in said Agreement, or any extension thereof, shall be deemed to thereby waive his, her, their or its right to remonstrate against or otherwise object to, interfere with, or oppose any pending or future annexation by said City of Fort Wayne, Indiana, of such land or territory in which said land is located.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

A handwritten signature in blue ink, reading "Jack H. Dummer", written over a horizontal line.

APPROVED AS TO FORM
AND LEGALITY

A large, stylized handwritten signature in black ink, written over the "APPROVED AS TO FORM AND LEGALITY" stamp and the "CITY ATTORNEY" text.

CITY ATTORNEY

Bill No. S-69-07-22

REPORT OF THE COMMITTEE ON CITY UTILITIES

We, your Committee on City Utilities to whom was referred an Ordinance
approving Sewer Agreement between CONTRACTING PROJECTS AND EQUIPMENT, INC.
and the CITY OF FORT WAYNE for construction of the North Washington Road Sanitary
Sewer,

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance Do PASS.

JACK K. DUNIFON, Chairman

WILLIAM K. GEAKE, Vice-Chairman

CELIA ANN FAY

JOHN NUCKOLS

EDWIN J. ROUSSEAU

Jack K. Dunifon
Wm K. Geake
Celia Ann Fay
John Nuckols
Edwin J. Rousseau

CONCURRED IN
DATE 8-5-69 FUAD G. BONAHOOM, CITY CLERK

Read the first time in full and on motion by Dunifon seconded by Geake and duly adopted, read the second time by title and referred to the (Committee on) city utilities (and to the City Planning Commission for recommendation) (and Public Hearing to be held after due legal notice, at the Council Chambers, City Hall, Fort Wayne, Indiana, on the _____ day of _____ 196____, at _____ o'clock, P.M., E.S.T.

Date: 7-22-69 Frank H. Bonakroom
City Clerk

Read the third time in full and on motion by Dunifon seconded by Geake and duly adopted, placed on its passage.

Passed (~~LOST~~) by the following vote:

AYES	NAYS	ABSTAINED	ABSENT	to-wit:
<u>8</u>	<u>0</u>	<u> </u>	<u>1</u>	
Adams <u>✓</u>	<u> </u>	<u> </u>	<u> </u>	
Dunifon <u>✓</u>	<u> </u>	<u> </u>	<u> </u>	
Fay <u>✓</u>	<u> </u>	<u> </u>	<u> </u>	
Geake <u>✓</u>	<u> </u>	<u> </u>	<u> </u>	
Nuckols <u>✓</u>	<u> </u>	<u> </u>	<u> </u>	
Robinson <u>✓</u>	<u> </u>	<u> </u>	<u> </u>	
Rousseau <u>✓</u>	<u> </u>	<u> </u>	<u> </u>	
Steigerwald <u>✓</u>	<u> </u>	<u> </u>	<u> </u>	
Tipton <u>✓</u>	<u> </u>	<u> </u>	<u> </u>	

Date 8-5-69 Frank H. Bonakroom
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (~~Zoning Map~~)(~~General~~)(~~Annexation~~)(~~Special~~)(~~Appropriation~~) Ordinance (~~Resolution~~) No. 5-290-69

on the 5th day of August, 1969.

ATTEST: (SEAL)

Frank H. Bonakroom
City Clerk

Herbert H. Tipton
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 6th day of August, 1969 at the hour of 8:30 o'clock A.M.,E.S.T.

Frank H. Bonakroom
City Clerk

Approved and signed by me this 7th day of August, 1969, at the hour of 9:55 o'clock A.M.,E.S.T.

Harold S. Zeis
Mayor